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PATENT APPLICATION

Docket No: 13447.6.1

PATENTS

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UNFAIR COMPETITION

LICENSING

COMPLEX LITIGATION

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application:
Examiner: Gary Jackson
Art Unit: 3731



Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL FOR CONTINUATION PATENT APPLICATION

Sir:

This is a request for filing a continuation application under 37 C.F.R. § 1.53(b), of pending prior application Serial No. 10/057,482, filed on January 25, 2002, of M. Mary Sinnott and Alan Chervitz for THREADED SUTURE ANCHOR AND METHOD OF USE, (hereinafter "the Parent Application").

- A. Enclosed Application Elements and Accompanying Parts
- X A specification, claims, abstract, and cover page in total comprising twenty-nine (29) pages.
- X Nineteen (19) sheets of drawings.
- X A copy of the Combined Declaration and Power of Attorney as originally filed in the Parent Application and currently in effect.
- Entitlement to small entity status under 37 C.F.R. §§ 1.9 and 1.27.

☐ A Declaration Claiming Small Entity Status is enclosed.

☐ A Declaration Claiming Small Entity Status was filed in the Parent Application and such status is still proper and desired.

☐ The present application claims entitlement to Small Entity Status under 37 CFR §§ 1.9 and 1.27

☒ A Certificate of Mailing by "Express Mail" certifying a filing date for the enclosed application by use of Express Mail Label No. EV 396 738 399 US.

☐ A Preliminary Amendment.

☐ An Associate Power of Attorney.

B. Instructions and Averments

☒ Priority to United States Patent Application Serial No. 10/057,482 filed on January 25, 2002 is claimed under 35 U.S.C. § 120.

☐ Priority to _____ (country) Application Serial No. _____ filed on _____ is claimed under 35 U.S.C. § 119.

☐ A certified copy of the above priority application is filed in prior application Serial No. _____, filed _____.

☒ The Parent Application is assigned of record to Stryker Endoscopy. A copy of the assignment is enclosed.

C. Payments

The filing fee has been calculated as shown below.

			SMALL ENTITY		LARGE ENTITY	
FOR	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$370		\$770
TOT. CLAIMS	20 - 20=	0	X 9=		X 18=	0
IND. CLAIMS	2 - 3=	0	X 42		X 86=	0
MULTIPLE DEPENDENT CLAIM			+140=		+280=	
			TOTAL		TOTAL	770

☒ Form PTO-2038 submitting Credit Card Payment in the amount of \$770.00 covering the filing fee is enclosed.

____ Please debit Deposit Account No. 23-3178 in the amount of \$_____ for the government filing fee.

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.

X Any additional filing fees required under 37 C.F.R. § 1.16.

X Any patent application processing fees under 37 C.F.R. § 1.17.

X The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3178.

X Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.

X Any patent application processing fees under 37 C.F.R. § 1.17.

____ The issue fee set forth in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. § 1.311(b).

X A duplicate copy of this letter is enclosed.

Please address all future correspondence in connection with the above-identified patent application to the attention of the undersigned.

Dated this 17th day of October 2003.

Respectfully submitted,



DANA L. TANGREN
Attorney for Applicant
Registration No. 37,246

022913

PATENT TRADEMARK OFFICE
CUSTOMER NUMBER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

"Express Mail" Mailing Label No.: EV 396 738 399 US

Date of Deposit: October 17, 2003

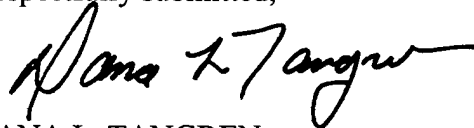
CERTIFICATE OF MAILING BY "EXPRESS MAIL"

I hereby certify that the following documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated below in an envelope addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

- Transmittal Letter (3 pages) (in duplicate)
- Patent Application in the name(s) of M. Mary Sinnott and Alan Chervitz for THREADED SUTURE ANCHOR AND METHOD OF USE (29 pages)
- Drawings (19 sheets)
- Copy of Combined Declaration and Power of Attorney (4 pages)
- Copy of Assignment (2 pages)
- Form PTO-2038 submitting Credit Card Payment in the amount of \$770.00
- Postcard

Dated this 17th day of October 2003.

Respectfully submitted,



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Attorney for Applicant
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